THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.10012 of 2007

Dated:24.07.2007

Between:

Smt.Syeda Safia, W/o.Mohd.Hafeez Ghori,
and another.

…Petitioners

and

The Mandal Revenue Officer,
Asifnagar Mandal, Asifnagar, Hyderabad.

…Respondent

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WRIT PETITION No.10012 of 2007

ORDER:

The case of the petitioners in brief is as follows. Smt.Rahmath Khatoon is allegedly the owner of the property admeasuring Acs.18.00 in Survey No.297/3/1 situated at Gudimalkapur Village of Asifnagar Mandal in Hyderabad District. She executed a gift deed on 10.01.1973 in favour of Mohd.Rafiul Hassan in respect of 2500 square yards of land. He appears to have divided the land into twelve plots, and sold plot No.1 admeasuring 136 square yards to the husband of the first petitioner and plot No.9 admeasuring 186 square yards to the husband of second petitioner. The petitioners allege that the Mandal Revenue Officer – sole respondent herein; visited their houses in May 2006 and started claiming their houses as Government property. Apprehending that they might be dispossessed without due process of law, they filed the instant Writ Petition seeking a declaration and direction.

Learned Assistant Government Pleader for Revenue (General-T) brought to the notice of this Court that initially the petitioners filed W.P.No.5100 of 2007, which was dismissed as withdrawn, when the petitioners themselves admitted that there was no interference. Even otherwise, a perusal of the affidavit would show that the Writ Petition is filed on a mere apprehension. Paragraph No.6 of the affidavit accompanying the Writ Petition refers to alleged visit by the respondent in May 2006. The allegation is vague and no importance

can be given to the same.

As the Writ Petition is filed only on a mere apprehension, the same is dismissed. No costs.

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(V.V.S.RAO, J)

24.07.2007
vs